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18 PLAINTIFF, IN PRO PER

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA

21 Charlotte Chapman Allyn,

22 Plaintiff,

23 v.

24 Metropolitan Life Insurance Company,

25 Defendant.

CASE NO. C09-05671 SBA

**STIPULATION FOR CONTINUANCE OF
BRIEFING SCHEDULING ON CROSS-
MOTIONS FOR SUMMARY JUDGMENT;
ORDER**

1 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Charlotte
 2 Chapman Allyn ("Plaintiff"), in pro per, and defendant Metropolitan Life Insurance Company
 3 ("MetLife"), that due to ongoing settlement negotiations, the parties request a continuance of the
 4 current briefing and hearing schedule previously set by the Court.

5 This is an action governed by the Employee Retirement Income Security Act ("ERISA").
 6 On January 26, 2011, the Court held a case management conference. Following the conference,
 7 the Court issued a minute order setting a briefing schedule and hearing date for the parties'
 8 cross-motions for summary judgment in this ERISA action. [ECF No. 64.] Pursuant to the
 9 Court's order, the parties' motion papers are to be filed by May 3, 2011, oppositions by May 17,
 10 2011, and replies by May 24, 2011. The Court set a hearing date of June 7, 2011 at 1:00 p.m.

11 On April 8, 2011, the parties participated in a settlement conference before Magistrate
 12 Judge Bernard Zimmerman. [ECF No. 73.] As Magistrate Judge Zimmerman reported in his
 13 minute order following the settlement conference, "[p]arties agreed to a process that could lead
 14 to a settlement within 30-60 days." [ECF No. 73.] The settlement process is continuing.

15 The parties therefore request the following new briefing and hearing schedule on cross-
 16 motions for summary judgment: motion papers to be filed by June 21, 2011, oppositions by July
 17 5, 2011, replies by July 12, 2011, and a hearing date of July 26, 2011 at 1:00 p.m.

18 IT IS SO STIPULATED.

19 DATED: April , 2011 SEDGWICK LLP

21 By: /s/ Rebecca A. Hull

22 Rebecca A. Hull
 23 Michelle Y. Magsaysay
 Attorneys for Defendant
 Metropolitan Life Insurance Company

25 DATED: April , 2011

26 By: /s/ Charlotte Chapman Allyn (authorized 4/27/11)


27 Charlotte Chapman Allyn
 Plaintiff, In Pro Per

ORDER

Good cause appearing, the Court orders that the hearing on the parties' cross-motions for summary judgment shall be set on the next available hearing date of October 13, 2011 at 1:00 p.m. The parties are to file their cross-motions for summary judgment pursuant to the following revised schedule: motion papers are to be filed by September 1, 2011, oppositions are to be filed by September 15, 2011, and replies by September 22, 2011.

IT IS SO ORDERED.

Date: 5/3/11


Honorable Saundra Brown Armstrong
United States District Court Judge